

HAWAII STATE

HOUSE OF REPRESENTATIVES

REGULAR SESSION OF 2015

***ROUGH DRAFT
JOURNAL***

FORTY-FIRST DAY

APRIL 6, 2015

OFFICE OF THE CHIEF CLERK

BT

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*The **Mini Journal** is produced for each legislative day and shows all action which took place on the Chamber Floor, including all bills and resolutions introduced, referrals, readings, all motions and votes, and Governor's Messages and other Communications. The Mini Journal does not include verbatim floor remarks or announcements made.*

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FORTY-FIRST DAY

Monday, April 6, 2015

The House of Representatives of the Twenty-Eighth Legislature of the State of Hawaii, Regular Session of 2015, convened at 12:06 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Reverend Dr. Jonathan Steeper of Kalihi Union Church, after which the Roll was called showing all Members present.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Thirty-Ninth and Fortieth Days was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 385 through 387) were received and announced by the Clerk:

Sen. Com. No. 385, transmitting S.C.R. No. 55, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AHA MOKU ADVISORY COMMITTEE TO ENGAGE STAKEHOLDERS IN ORDER TO DEVELOP AND ADOPT RULES FOR ITS OPERATION AND ADMINISTRATION," which was adopted by the Senate on April 2, 2015.

Sen. Com. No. 386, transmitting S.C.R. No. 78, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII SISTER-STATE COMMITTEE TO EVALUATE AND DEVELOP RECOMMENDATIONS FOR THE INITIATION OF A SISTER-STATE RELATIONSHIP WITH THE STATE OF GOA IN THE COUNTRY OF INDIA AND FORWARD ITS RECOMMENDATION TO THE LEGISLATURE, PURSUANT TO SECTION 229-3, HAWAII REVISED STATUTES, FOR FURTHER ACTION," which was adopted by the Senate on April 2, 2015.

Sen. Com. No. 387, transmitting S.C.R. No. 201, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII SISTER-STATE COMMITTEE TO EVALUATE AND DEVELOP RECOMMENDATIONS FOR THE INITIATION OF A SISTER STATE RELATIONSHIP BETWEEN THE STATE OF HAWAII AND THE PREFECTURE OF HOKKAIDO, JAPAN, AND FORWARD ITS RECOMMENDATION TO THE LEGISLATURE, PURSUANT TO SECTION 229-3, HAWAII REVISED STATUTES, FOR FURTHER ACTION," which was adopted by the Senate on April 2, 2015.

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 81 and 82) were received by the Clerk and were placed on file:

Dept. Com. No. 81, from the Office of the Auditor, dated March 31, 2015, transmitting the FY 2014 financial statement audit reports for Department of Accounting and General Services, State Motor Pool Revolving Fund; Department of Transportation, Airports Division; and Hawai'i Public Housing Authority.

Dept. Com. No. 82, from the Office of the Ombudsman, dated March 31, 2015, transmitting the Office of the Ombudsman, Report Number 45, pursuant to Section 96-16, HRS.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Kong introduced students from Webling Elementary School: Alicia-Marie Akama, Chazz Alvarez, Jannealyn Aquino, Kevin Aquino, Geosa Aquisay, Nicole Asakura, Daneille Balagat, Sherwin Balais

III, Juel Barnette, Robert Becker, Emily Blakeney, Jessielyn Bolitho, Jossielyn Bolitho, Christopher Bouchillon, Kayla Cachola, Desiriah Cachola-Bernades, Kalena Ching, Madison Collier, Makaiah Collins, Courtney Cooper, Rycin Crisostomo, Reicin Crisostomo, Pili Ellis, James Fanelli, Jalen Fenner, Ariyanna Grant, Isaac Hanes, Harley Iversen, Sage Kaimulua, Trey Kekuna, Emilia Kelley, Kingston Kerisiano, Venessa Kimoto, Kailey Kiyuna, Chanson Kodama, Samuel Lee, Darin Leong, Lowen Thomas Lobaton, Rain Loo, Rinoa-Ann Luke, Lytalya Lum-Reyes, Mustafa Luqman, Amari McKenzie, Maile McKeon, Jace Moriki, Destin O'Brien, Luz Olivera, Trey Ono, Roland Jacob Orengo, Benny Padasdao, Noah Pagaduan, Rachel Pang, Alek Pang, Caitlin Pender Grass, Chalei Peters, Tokiyo Podzon, Kai Redoble, Hunter Rodrigues, Cyden Salvador, Kamalani Sato, Liberty Severs, Nicole Sonajo, Tila Sourivong, Avrial Stearns, Taylor Sunouchi, Hazel Tagaca, James Taylor, Ethan James Turne, Taryn Tyau, Adrainna Uli, Luke Tyler Valentin, Jeslyn-Brooke Vasconcellos, Jada Walden, Shari Wright, Brayden Yamashita, Avery Yoshino, Brandt Yoshino and Carson Zabler; their teachers: Mr. Russell Abe, Ms. Ululani Mattson, Mr. Jason-Brian Ogawa, Mr. Allen Sarbida and Ms. Stephanie Campbell; and their chaperone: Cobe Moriki.

Representative Ward introduced his constituent, Christopher Stump from Representative San Buenaventura's office.

Representative San Buenaventura introduced her legislative aide, James Logue.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS
(FLOOR PRESENTATIONS)

The following resolution (H.R. No. 180) was announced by the Clerk and the following action taken:

H.R. No. 180, entitled: "HOUSE RESOLUTION CONGRATULATING THE DOMESTIC VIOLENCE ACTION CENTER ON THE OCCASION OF ITS 25TH ANNIVERSARY," was offered by Representative San Buenaventura.

Representative San Buenaventura moved that H.R. No. 180 be adopted, seconded by Representative Evans.

Representative San Buenaventura recognized the Domestic Violence Action Center for 25th anniversary of care, service and an unwavering commitment to ending domestic violence in Hawaii through prevention, legal services, individual and systemic advocacy and social change.

Representative Evans thanked the center for its work, and introduced honorees seated on the Floor of the House:

Ms. Nanci Kreidman, Chief Executive Officer;
Mr. Rex Fujichaku, Board Vice President;
Ms. Judi Morris, Board Member;
Ms. Michele Kurihara-Klein, Board Secretary; and
Ms. Cristina Arias, Vice President of Survivor Advocacy Services.

Representative Evans also recognized guests who were seated in the gallery:

Ms. Cindy Spencer, Vice President of Community Outreach & Education;
Mr. Chris Kaakau, EXPO Supervisor & Court Outreach;
Mr. Chris Yanuaria, Program Coordinator;
Mr. Ramit Islam, Community Affairs and Events Coordinator;
Ms. Madeline Cooney, Paralegal;
Ms. Taylor Wolf, Teen Educator;
Ms. Cecily Higa, Administrative Assistant; and
Ms. Dawn Brenneman, Executive Assistant.

The motion was put to vote by the Chair and carried, and H.R. No. 180 was adopted, with Representatives Choy, Kobayashi and Matsumoto being excused.

At 12:23 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:33 o'clock p.m.

The following resolution (H.R. No. 179) was announced by the Clerk and the following action taken:

H.R. No. 179, entitled: "HOUSE RESOLUTION HONORING THE POLYNESIAN VOYAGING SOCIETY ON THE 40TH ANNIVERSARY OF THE LAUNCH OF HÖKÜLE'A," was jointly offered by Representatives Yamane, Aquino and Cullen.

Representative Yamane moved that H.R. No. 179 be adopted, seconded by Representative Cullen.

Representative Yamane recognized the original Ambassadors of Aloha of the Hōkūle'a, and how the initial voyage helped to begin a generation of renewal for Hawaii's people, revitalized voyaging and navigation traditions, and introduced a new-found respect and appreciation for Hawaiian culture and language.

Representative Cullen introduced honorees who were seated on the Floor of the House:

Mr. Milton "Shorty" G. Bertelmann, Navigator-in-training, 1976 Inaugural Voyage; Captain, 1980 Tahiti Voyage and 1985 Voyage of Rediscovery; Co-navigator, 1992 No Nā Mamo; Crewmember, 2007 One Ocean, One People.

Dr. Ben Finney, Co-founder and first President of the Polynesian Voyaging Society; Crewmember, 1976 Inaugural Voyage, 1985 Voyage of Rediscovery and 1992 No Nā Mamo.

Mr. Richard "Buffalo" Keaulana, the "Mayor of Makaha", Waikīkī beach boy and winner of the 1960 Makaha International; Crewmember, 1976 Inaugural Voyage.

Mr. John Kruse, Crewmember, 1976 Inaugural Voyage, 1977 Kealaikahiki Project, 1978 and 1980 Tahiti Voyages, 1985 Voyage of Rediscovery, 2007 One Ocean, One People and 2014 Mālama Honua Worldwide Voyage; founder of Nā Kalai Wa'a 'o Kaua'i – Namahoe.

Mr. Billy Richards, Crewmember, 1976 Inaugural Voyage, 1985 Voyage of Rediscovery, 1992 No Nā Mamo, 2007 One Ocean, One People and 2014 Mālama Honua Worldwide Voyage; Vice President, Paepae O He'eia; Council Member, Bishop Museum Association Council; Vice President, 'Aha Kane; Director of Communications, Partners in Development Foundation; President, Friends of Hōkūle'a & Hawai'i'iloa; Co-Chair, 'Ohana Wa'a.

Representative Yamane introduced additional honorees who were seated on the Floor of the House:

Mr. Abraham "Snake" Ah Hee, Crewmember, 1976 Inaugural Voyage, 1978 and 1980 Tahiti Voyages and 1985 Voyage of Rediscovery; Watch Captain: 1992 No Nā Mamo, 1995 Nā 'Ohana Holo Moana, 1999 Closing the Triangle and 2007 One Ocean, One People.

Mr. Francis Kainoa Lee, Crewmember, 1976 Inaugural Voyage, 1980 Tahiti Voyage and 1992 No Nā Mamo.

Mr. James "Kimo" Lyman, Navigator, 1976 Inaugural Voyage; Crewmember, 1977 Kealaikahiki Project, 1980 Tahiti Voyage, 1985 Voyage of Rediscovery and 1999 Closing the Triangle; Co-navigator, 1992 No Nā Mamo; Captain, 1995 Nā 'Ohana Holo Moana.

Mr. Gordon Pi'ianai'a, Crewmember, 1976 Inaugural Voyage and 1977 Kealaikahiki Project; Captain, 1980 Tahiti Voyage, 1985 Voyage of Rediscovery, 1995 Nā 'Ohana Holo Moana and 2014 Mālama Honua Worldwide Voyage; Navigator, 1992 No Nā Mamo.

Ms. Penny Rawlins Martin, Crewmember, 1976 Inaugural Voyage; 2015 Mālama Honua Award recipient.

Mr. Nainoa Thompson, Crewmember, 1976 Inaugural Voyage; Navigator, 1977 Kealaikahiki Project, 1978 and 1980 Tahiti Voyages, 2014 Mālama Honua Worldwide Voyage; Navigator and Captain, 1985 Voyage of Rediscovery, 1999 Closing the Triangle, 2003 Navigating Change project and 2007 One Ocean, One People; Sailing Master, 1992 No Nā Mamo and 1995 Nā 'Ohana Holo Moana; President, Polynesian Voyaging Society.

Dr. Ben Young, Crewmember and doctor, 1976 Inaugural Voyage; author of "Psychological Effects of Long Ocean Voyages", an article written from observations made during his voyage, and used to educate new crewmembers on how to recognize and plan for the psychological effects that could be experienced during long voyages.

Representative Yamane also recognized a guest who was seated in the gallery:

Mrs. Carol Kuahulu, widow of Douglas "Dukie" Kuahulu, Crewmember, 1976 Inaugural Voyage; and former staff of the House Printshop.

Representative Cullen recognized members of the Polynesian Voyaging Society who have passed:

Ms. Paige Kawelo Barber, former Director, Polynesian Voyaging Society;
Mr. Charles Tommy Holmes, Crewmember, 1976 Inaugural Voyage; and
Mr. Elia David Ku'ualoa "Kawika" Kapahulehua, Captain, 1976 Inaugural Voyage.

Representative Yamane honored the original crewmembers, thanked them for their stewardship to the State of Hawaii and our Polynesian 'ohana and heritage, congratulated them on the 40th anniversary of their landmark voyage, and wished them and the Hōkūle'a crew best of luck as they continue on the Mālama Honua Worldwide Voyage.

Representative Ward recognized the heroes from Hawaii, looked back upon his first spiritual experience with the landing of the Hōkūle'a, and recognized Dr. Ben Finney and Nainoa Thompson for building a global community and respect for seafarers.

Representative Pouha recalled his experience with the program in Laie where he built a *wa'a kaulua* named Iosepa, and honored and thanked the crewmembers.

Representative Tokioka recognized Uncle Boogie Kalama and the music that has been inspired by the Hōkūle'a, and introduced guests from Kauai who came to honor the Hōkūle'a voyage, who were seated in the gallery:

Kumu Hula Leina Pavao Jardin; and
Ms. Jayna Shaffer, who will be performing a Merrie Monarch Hula Kahiko about the Hōkūle'a.

Representative Tupola, as a music teacher, thanked the crewmembers and recognized their musical inspiration.

Representative DeCoite thanked the crewmembers, recognized Ms. Penny Martin and thanked her for her commitment to Molokai as a community leader, and recognized her guest in the gallery, Mr. Todd Yamashita.

Representative LoPresti, as one who grew up on the mainland, acknowledged how stories of the Hōkūle'a reached even his young ears,

and thanked them for reawakening the imagination and pride in ancient peoples' technology and ability.

Representative Jordan thanked Uncle Buffalo for bringing the light to Makaha, thanked Nainoa for continuing on the voyaging and training Sam and Kaina on the vessel, and for everything they have done for Waiānae.

Representative Say congratulated the Hōkūle'a, and referenced the first ceremony in the House congratulating the Hōkūle'a during the Regular Session of 1977 in H.R. No. 264, Commending the Hōkūle'a canoe crew for their tremendous efforts during their recent voyage to Tahiti and Hawaii.

Representative Ing recalled hearing Nainoa Thompson speaking to his graduating class about the importance of perpetuating our culture and standing up as leaders, and recognized how the Polynesian Voyaging Society influenced his beginnings in politics.

The motion was put to vote by the Chair and carried, and H.R. No. 179 was adopted, with Representatives Brower, Choy, Kobayashi and Yamashita being excused.

At 1:06 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:24 o'clock p.m.

REPORTS OF STANDING COMMITTEES

At this time, the Chair stated:

"Members, if you look on page 2, House Standing Committee Report Numbers 1364 through 1368 as listed on pages 2 and 3 shall be deferred for one legislative day."

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1364) recommending that S.B. No. 211, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1365) recommending that S.B. No. 214, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1366) recommending that S.B. No. 223, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1367) recommending that S.B. No. 218, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1368) recommending that S.B. No. 1219, SD 2, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

Representatives Rhoads and McKelvey, for the Committee on Judiciary and the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1369) recommending that S.B. No. 2, SD 2, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 1369 on S.B. No. 2, SD 2, HD 2, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of S.B. No. 2, SD 2, HD 2, were made available to the Members of the House.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1370) recommending that S.B. No. 1131, SD 2, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 1370 on S.B. No. 1131, SD 2, HD 2, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of S.B. No. 1131, SD 2, HD 2, were made available to the Members of the House.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1371) recommending that S.B. No. 550, SD 1, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 1371 on S.B. No. 550, SD 1, HD 2, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of S.B. No. 550, SD 1, HD 2, were made available to the Members of the House.

At this time, the Chair stated:

"On page 4, Stand. Com. Report Number 1372, this measure shall be deferred one legislative day."

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1372) recommending that S.B. No. 1113, SD 2, HD 1 pass Third Reading.

By unanimous consent, action was deferred one legislative day.

ANNOUNCEMENTS

Representative San Buenaventura: "Mr. Speaker, just a short announcement. I just want to remind the House of Representatives that as of yesterday it is the 52nd Annual Merrie Monarch Festival that's celebrated in Hilo annually, which commemorates the silver jubilee of King Kalakaua. Please turn on your TV stations, it is an annual celebration that we celebrate in East Hawaii fully. Thank you."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

<u>S.C.R.</u> <u>Nos.</u>	<u>Referred to:</u>
48	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
55, SD1	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
78, SD1	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
158	Committee on Tourism, then to the Committee on Finance

201, Committee on Veterans, Military, & International Affairs, &
SD1 Culture and the Arts, then to the Committee on Finance

ADJOURNMENT

At 1:26 o'clock p.m., on motion by Representative Evans, seconded by Representative Tupola and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Tuesday, April 7, 2015. (Representatives Cullen, Ichiyama, Matsumoto, Pouha, Tokioka and Yamane were excused.)

**28th LEGISLATURE, REGULAR SESSION OF 2015
JOINT HOUSE and SENATE
COMMITTEES ON CONFERENCE PROCEDURES**

The Senate and the House have agreed to the following special procedures for all 2015 Regular Session Committees on Conference. These Conference procedures shall be effective from 8:00 a.m. on Monday, April 20, 2015, until 12:00 midnight on Friday, May 1, 2015.

1. Definitions

For purposes of these procedures:

"Chairs" refers to all of the designated chairs and co-chairs of a Conference Committee.

"Conference Committee" refers to the conference of the House Committee and the Senate Committee assigned by their respective chamber to resolve the differences between the House and the Senate over a particular measure.

"Lead chair" refers to the chair of the House Committee or the Senate Committee who is listed first on the Action Sheets, as provided by the respective chamber.

"Lead committee staff" refers to the staff of the lead Chair from the chamber from which the measure in conference originated.

"Managers" refers to all members of the House and Senate assigned to a Conference Committee.

2. Conference Committee Scope and Amendments

The authority of the Conference Committee shall be limited to resolving differences between the Senate and House drafts of a measure. Accordingly:

- a. With the exception of the Executive Budget, the Judiciary Budget, and the Budget of the Office of Hawaiian Affairs, a Conference Committee shall not amend a measure by inserting any unrelated or new subject matter.
- b. To assure the integrity of individual measures, the merging of two or more distinct but related measures into one encompassing measure shall not be allowed.

3. Conference Committee Meeting Times and Places

Conference Committee deliberations shall take place only between the hours of 8:00 a.m. and 12:00 midnight.

A Conference Committee shall meet in the conference room assigned or reserved, pursuant to the Room Scheduling Procedures and Guidelines and Room Assignment Schedule, as attached.

4. Initial Public-Meeting Notice

The signatures of all chairs shall be obtained before the notice of an initial meeting is posted or distributed. Prior to offering the initial meeting notice for signatures, the chairs shall consult with one another on the information to be included in the notice. Lead chairs from both houses are encouraged to sign meeting notices first, before distributing them to other chairs to sign.

Chairs shall provide at least 24 hours public notice of the first meeting of the Conference Committee and are strongly encouraged to provide more than 24 hours notice if at all possible. Written notices shall be submitted to the Senate Chief Clerk and the House Sergeant-at-Arms for official postings on the Legislature's website and Capitol bulletin boards. The lead committee staff shall post the notice adjacent to the door of the assigned conference room at the time of the meeting.

5. Notice of Subsequent Meetings

- a. If agreement is not reached at a duly noticed meeting but the lead chairs of both chambers agree to meet again before midnight on the same day, the lead chairs of both chambers shall publicly announce at the meeting the time and place at which the Conference Committee will reconvene. Written notice of the

reconvening of the Conference Committee on the same day is not required to be distributed. However, written notice containing information on the subsequent meeting shall be submitted to the Senate Chief Clerk and the House Sergeant-at-Arms for official posting as soon as possible. The lead committee staff shall post the notice adjacent to the door of the assigned conference room at the time of the meeting.

- b. If agreement is not reached at a duly noticed meeting but the lead chairs of both chambers agree to meet on another day, the lead chairs of both chambers shall publicly announce at the meeting the date(s), time(s), and place of the subsequent meeting(s), and submit written notice to the Senate Chief Clerk and the House Sergeant-at-Arms for official posting. The lead committee staff shall post the notice adjacent to the door of the assigned conference room at the time of the meeting.
- c. If agreement is not reached at a duly noticed meeting and the date(s), time(s), and place of future meetings are not publicly announced at that noticed meeting, chairs shall ensure that a written meeting notice, signed by the lead chairs of their respective chamber, is submitted to the Senate Chief Clerk and the House Sergeant-at-Arms for official posting at least 24 hours in advance of the next meeting of the Conference Committee.

6. Attendance at Meetings

- a. To convene the initial conference committee meeting only the lead House and Senate chair must be present. All other conference committee managers, especially any co-chair, should attempt to be present.

- b. Once a conference has been opened, reconvening of any subsequent meeting of a conference committee shall require the following:

For the Senate, the lead chair or co-chair must be present.

For the House, the lead chair must be present.

All other conference committee managers, especially any co-chair, should attempt to be present at the convening of and during each meeting.

- c. For decision-making at a meeting, a quorum must be present. "A quorum shall be a majority of the House Committee managers and a majority of the Senate Committee managers, and shall include the lead House and Senate chair and majority of the chairs of the Conference Committee for their respective chamber." See Section 9.a of the "Procedures." The lead House and Senate chair of the conference committee must be part of this quorum.
- d. For a measure with fiscal implications, approval must be given by the chair representing the House Finance Committee and Senate Ways and Means Committee during the decision-making on the measure.

7. Conference Discussion

Except as authorized by the respective chairs, only the respective chairs may speak during conference. All other managers or other authorized persons shall be recognized by their respective chairs before speaking on any issue.

8. Decorum in Conference Committee Meetings and Courtesy to the Public and to the Managers

- a. Managers shall respect the differing views of other managers and conduct themselves in a courteous manner.
- b. Chairs shall ensure that meetings convene and reconvene at scheduled times. If none of the chairs of one of the Committees are present within 15 minutes of the scheduled meeting time, the chairs of the other Committee shall have the names of the absent chairs paged through the State Capitol public address system.
- c. If none of the absent chairs are present within 30 minutes of the scheduled meeting time, the chairs present shall inform the managers and members of public present that the Conference

Committee cannot be convened or reconvened, and that, pursuant to 5c of these Committees on Conference Procedures, a 24-hour advance notice shall be provided for a subsequent meeting of the Conference Committee.

9. Decision-making Meeting

The decision-making meeting of a Conference Committee shall comply with the following open meeting provisions:

- a. A quorum of the Conference Committee shall be present for the decision making meeting. A quorum shall be a majority of the House Committee managers and a majority of the Senate Committee managers, and shall include the lead House and Senate chair and majority of the chairs of the Conference Committee for their respective chamber.
- b. To report a measure out of Conference Committee in amended form, Conference Draft (CD), a majority of the quorum of managers for each respective chamber shall vote in favor of the proposed amendments.
- c. The lead chair (or the lead chair's designee) representing their respective chamber shall call the roll and be the recorder of the quorum and the votes on that measure for that chamber. (Sample attached).
- d. If, after naming a Conference Committee on a measure, the Conference Committee managers representing the chamber from which a measure originated agree to the amendments made by the non-originating chamber, only a quorum of those representing the originating chamber shall vote on the agreement at a duly noticed meeting. For example, if after naming a Conference Committee on a House measure, the House managers of the Conference Committee decide to agree to the amendments in the Senate draft (SD) of the measure, then only the House managers of the Conference Committee shall vote on the measure, returning it to the House in its SD form. For such action, only a quorum of the Conference Committee managers representing the chamber from which the measure originated need to be present. The "Record of Votes of a Conference Committee" sheet detailing the votes of the managers of the originating chamber shall be filed with the appropriate chamber without a Conference Committee Report.

10. Conference Committee Reports

- a. A majority of the House and Senate chairs, respectively, of a Conference Committee shall attest to the action of the Conference Committee by signing the Conference Committee Report on behalf of their respective managers; provided that no Conference Committee Report concerning a measure with fiscal implications shall be reported out of a Conference Committee without the signature of the chair (or the chair's designee) of each fiscal committee to which the measure is referred. The "Record of Votes of a Conference Committee" sheet detailing the votes of the managers of the Conference Committee shall be attached to the report as a part thereof.
- b. All House measures reported out of Conference Committee shall be filed with the House Chief Clerk, and likewise all Senate measures shall be filed with the Senate Chief Clerk. A document filed in the originating chamber shall be deemed simultaneously filed in the other chamber. Only the original Conference Committee Report, with the attached Record of Votes, and the Conference Draft of the measure shall be required for filing.
- c. If the Conference Committee votes to report the measure out, the Committee must file a Conference Committee Report and Conference Draft with the appropriate chamber's Chief Clerk.

11. Decision-making Deadlines

On the deadline nights for Final Decking of both non-fiscal and fiscal bills:

- a. Conference Committees shall conclude their negotiations by 6:00 p.m. to allow adequate time for final preparation of the bills and Conference Committee Reports.

- b. To provide all chairs with ample opportunity to review and sign the Conference Committee Reports before filing, all Conference Committee Reports shall be available for review and signature by 9:00 p.m.
- c. All Conference Committee Reports and Conference Drafts of measures shall be filed with the respective Chief Clerk by 11:30 p.m.

12. Electronic Transfer

Should a Conference Committee for which the vehicle is a Senate bill decide to use a proposal drafted by the House, the House chair shall have the House proposal electronically transferred to the appropriate Senate office so that the Conference Draft can be prepared. The converse shall apply to House bills with proposals drafted by the Senate that the Conference Committee agrees to.

13. Exceptions to these Deadlines and Procedures

Exceptions to these deadlines and other procedures may be made only with the advance written approval of both the Senate President and the House Speaker.

/s/ Donna Mercado Kim
Donna Mercado Kim
President of the Senate

/s/ Joseph M. Souki
Joseph M. Souki
Speaker of the House of Representatives

4-6-15
Date

4-6-15
Date

Attachment

Hawaii State Legislature

Record of Votes of a Conference Committee

158-10

[illegible]

ROUGH DRAFT

**28th LEGISLATURE, REGULAR SESSION OF 2015
JOINT HOUSE and SENATE
COMMITTEES ON CONFERENCE
CONFERENCE ROOM SCHEDULING PROCEDURES AND
GUIDELINES**

The following conference room scheduling procedures and guidelines shall apply to all Senate and House conference rooms beginning 8:00 a.m. on Monday, April 20, 2015, until 12:00 midnight on Friday, May 1, 2015.

Priority for the use of conference rooms will be given in the following order:

- First Priority: Standing Committee Bill Hearings
- Second Priority: Conference Committee Meetings
- Third Priority: Committee Hearings on Resolutions and Governor's Messages

Reserving a Conference Room:

House Conference Rooms (Rooms 309, 312, 325, 329, or 423). If your committee is designated to use one of the House conference rooms, please reserve the room by contacting the House Sergeant-at-Arms office at 586-6500.

Senate Conference Rooms (Room 016, 224, 225, or 229). If your committee is designated to use one of the Senate conference rooms, please reserve the room by contacting Linda Kahana of the Senate Sergeant-at-Arms office at 586-6725.

Conference committees assigned to use a specific conference room will be given priority in using that room for conference committee meetings. (See attached Room Assignment Schedule)

All conference room assignments must be made by the respective Sergeant-at-Arms offices. Committees should not allocate the use of their assigned conference room to another committee without first contacting the House or Senate Sergeant-at-Arms office.

Coordinating the Use of Assigned Conference Rooms:

For those committees sharing conference rooms with other committees, it is recommended that you meet with respective committee chairs to formulate a basic timetable for sharing the room. Please do not reserve a block of specific times until a timetable has been agreed to.

If you have reserved a specific block of time which you no longer plan to use, please notify the respective Sergeant-at-Arms office as soon as possible to allow use by another committee.

If your committee needs to meet and your assigned room has already been reserved or is in use by another committee, please contact the House and Senate Sergeant-at-Arms to arrange for the temporary use of an available conference room.

Conference committees are encouraged to give as much advanced public notice for meetings as is possible. Please be aware that lower priority room usage may be postponed or relocated as we approach the deadline to complete conference committee meetings.

Exceptions to the Conference Room Scheduling Procedures and Guidelines may be made only with the advanced written approval of both the Senate President and the Speaker of the House.

/s/ Donna Mercado Kim
Donna Mercado Kim
President of the Senate

4-6-15
Date

/s/ Joseph M. Souki
Joseph M. Souki
Speaker of the House of Representatives

4-6-15
Date

**28th LEGISLATURE, REGULAR SESSION OF 2015
JOINT HOUSE and SENATE
COMMITTEES ON CONFERENCE
ROOM ASSIGNMENT SCHEDULE**

Senate Standing Committee	House Standing Committees	Conference Room Assignment
CPN	CPC	016
AGL, WTL	AGR, WAL	224
TRA, ENE	TRN, EEP	225
HTH, HSH	HLT, HUS, HSG	229
WAM, GVO	FIN, LMG	309
PSM, TSI	PBS, TOU, VMI	312
JDL	JUD, LAB	325
EDU, HEA	EDN, HED	329
EDT, HWN	EDB, OMH	423

/s/ Donna Mercado Kim
Donna Mercado Kim
President of the Senate

4-6-15
Date

/s/ Joseph M. Souki
Joseph M. Souki
Speaker of the House of Representatives

4-6-15
Date